

KATHERINE L. MCDANIEL  
PHONE: 212-704-6000  
Katherine.mcdaniel@troutmansanders.com

# TROUTMAN SANDERS

TROUTMAN SANDERS LLP  
Attorneys at Law  
875 Third Avenue  
New York, New York 10022  
212.704.6000 telephone  
troutmansanders.com

May 26, 2015

The Honorable Fredric Block  
United States District Court Judge  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, NY 11201

**Re: Stipulation of Adjournment in XYZ Two Way Radio Service Inc. et al. v.  
Uber Technologies, Inc. et al. (1:15-cv-03015-FB-CLP)**

Dear Judge Block:

I am writing to request that this Court enter a scheduling Order that has been jointly agreed to by the parties. On April 15, 2015, Plaintiffs XYZ Two Way Radio Service, Inc. (XYZ) and Elite Limousine Plus, Inc. ("Elite") (collectively "Plaintiffs") filed a complaint in the Supreme Court of the State of New York, County of Kings, captioned *XYZ Two Way Radio Service, Inc., et al. v. Uber Technologies, Inc., et al.*, Index No. 504469/2015. On May 22, 2015, Defendants Uber Technologies, Inc., Weiter, LLC, Hinter, LLC, GRun, LLC, Unter, LLC, Schmecken, LLC, and Danach-NY, LLC (collectively "Defendants") filed a Notice of Removal to this Court in accordance with 28 U.S.C. §§ 1441, *et seq.*

Under Rule 81(c) of the Federal Rules of Civil Procedure, Defendants have until May 29, 2015 to file their response to Plaintiffs' Complaint. Pursuant to Plaintiffs' and Defendants' signed stipulation, attached hereto as Exhibit A, Plaintiffs and Defendants have jointly agreed that: (i) the time for Defendants to answer, move, or otherwise respond to the Complaint of Plaintiffs, dated April 15, 2015, is extended to July 1, 2015; (ii) Plaintiffs shall file their Opposition, if any, by August 5, 2015; and (iii) Defendants shall file their Reply, if any, by August 26, 2015. There have been no other adjournment requests in this case.

Accordingly, Defendants respectfully request that this Court enter the parties' joint Proposed Scheduling Order, attached hereto as Exhibit B.

Sincerely,

s/Katherine L. McDaniel  
Troutman Sanders LLP  
Katherine L. McDaniel  
Tel: (212) 704-6000  
Fax: (212) 704-8370  
*Attorneys for Defendants*

cc: All Counsel of Record via ECF